

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Valérie DE LA POTERIE)	Group Art Unit: 1615
)	
Application No. 10/821,919)	Examiner: Venkat, Jyothsna A.
)	
Filed: April 12, 2004)	
)	
For: COSMETIC COMPOSITION)	Confirmation No. 2430
HAVING A CERTAIN THERMAL)	
PROFILE)	

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-145

VIA EFS WEB

Sir:

AMENDMENT AND SUBMISSION UNDER 37 C.F.R. § 1.114

In response to the Final Office Action mailed August 11, 2008, and further to the Notice of Appeal filed on February 10, 2009, Applicant respectfully requests reconsideration of the above-identified application in view of the amendments and remarks below. This Amendment is being filed concurrently with a Request for Continued Examination and qualifies as a Submission under 37 C.F.R. § 1.114.

Amendments to the Claims are reflected in the listing of claims in this paper.

Remarks follow the amendment section of this paper.

Attachments: Declaration under 37 C.F.R. § 1.132 of Nathalie Jager Lezer.

In re Napier, 34 USPQ2d 1782 (Fed. Cir. 1995)

In re Grasselli, 218 USPQ 769 (Fed. Cir. 1983).